THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.22695 of 2006

Dated:10.09.2007

Between

1.G.Eswara Reddy and others.

.....Petitioner

and

1.The Andhra Pradesh Southern Power Distribution Company Limited rep., by Its Chairman and Managing Director, Tirupathi, Chittoor District and others.

…Respondents

THE HON'BLE SRI JUSTICE C.V.RAMULU

W.P.No.22695 of 2006

ORDER:

This writ petition has been filed seeking a Mandamus to declare the action of the respondents in transferring the petitioners *vide* Memo No.SE/O/KDP/ADM/S1/F1/D.No.1946, dated 26.10.2006 issued by 2nd respondent as arbitrary and illegal and violative of guidelines issued by 1st respondent on 30.04.2005 in Memo No.CMD/CGM/HRD/DS/AS-1/PO (ADM) I-DCD No.1424/05.

Under the impugned order dated 26.10.2006, the petitioners 1 and 3 were transferred from Kadapa to Porumamilla and 2nd petitioner was transferred to Vempalli. No stay has been granted while admitting the writ petition. The transfer order is administrative in

its nature. Unless and until some extraordinary ground, such as, lack of jurisdiction or malafide is made out, the writ petition cannot be entertained.

A detailed counter-affidavit has been filed by the respondents stating that the transfer was made purely on administrative grounds.

Learned counsel for the petitioners submits that the petitioners are suffering from various diseases and they do not get medical facilities in the places to which they have been transferred and those places are distant and their families are residing at Kadapa.

Under those circumstances, the writ petition is disposed of directing the petitioners to submit a detailed representation to 2nd respondent-Superintending Engineer, Operation, APSPDCL, Kadapa, within a period of four weeks from the date of receipt of a copy of this order and on filing such representation, 2nd respondent shall consider the same and pass appropriate orders, as per law, within a

period of four weeks thereafter. No costs.

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10-09-2007

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